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Commonwealth of Kentucky
Public Service Commission

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Michael J. Schmitt
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Talina R. Mathews
Commissioner

May 29, 2019

PARTIES OF RECORD

RE: Case No. **2019-00045**

Kentucky RSA #3 Cellular General Partnership, d/b/a Bluegrass Cellular
(Construct Cell Site - No P&Z Commission)
12525 Peonia Road, Clarkson, Grayson County, KY

The Commission Staff has reviewed the filing submitted May 29, 2019 and has determined that the application in the above case now meets the minimum filing requirements. Attached please find a stamped filed copy of the first page of your filing. This case has been docketed and will be processed as expeditiously as possible.

If you need further assistance, please contact my staff at 502-564-3940.

Sincerely,

A handwritten signature in cursive script that reads "Gwen R. Pinson".

Gwen R. Pinson
Executive Director

GP/AH

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION **RECEIVED**

In the Matter of:

MAY 14 2019

**APPLICATION OF KENTUCKY RSA #3)
CELLULAR GENERAL PARTNERSHIP FOR)
APPROVAL TO CONSTRUCT AND OPERATE A NEW)
CELL FACILITY TO PROVIDE CELLULAR RADIO)
SERVICE (WAX) IN RURAL SERVICE AREA #3)
(GRAYSON COUNTY) OF THE COMMONWEALTH)
OF KENTUCKY)**

Public Service
Commission

CASE No. 2019-00045

FILED

MAY 29 2019

**APPLICATION FOR A CERTIFICATE
OF PUBLIC CONVENIENCE AND NECESSITY
(WAX CELL SITE)**

PUBLIC SERVICE
COMMISSION

Kentucky RSA #3 Cellular General Partnership (“Kentucky RSA #3”), through counsel, pursuant to KRS 278.020 and 278.040, hereby submits this application for a certificate of public convenience and necessity to construct a cell site to be known as the Wax cell site in and for rural service area (“RSA”) #3 of the Commonwealth of Kentucky, namely the counties of Allen, Breckinridge, Butler, Edmonson, Grayson, Hancock, Logan, McLean, Meade, Muhlenberg, Ohio, Simpson, Todd and Warren, Kentucky.

1. Pursuant to the FCC Order, Docket No. 08-165, dated November 18, 2009, ¶ 32, pp. 11 & 12, the Commission has 150 days to process this application for a certificate of public convenience and necessity to construct a cell tower facility. If the Commission fails to act upon this application within 150 days, then Kentucky RSA #3 may seek redress with the U.S. District Court for the Eastern District of Kentucky.¹

¹In the Matter of: Petition for Declaratory Ruling to Clarify Provisions of Section 332(c)(7)(B) to Ensure Timely Siting Review and to Preempt Under Section 253 State and Local Ordinances that Classify all Wireless Siting Proposals as Requiring a Variance, FCC Order, Docket No. 08-165, November 18, 2009, pp 11 and 12. (“Specifically, we find that a “reasonable period of time” is, presumptively 90 days to process personal wireless service facility siting applications requesting collocations, and, also presumptively, 150 days to process all other

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*Honorable John E Selent
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